

AGREED TEMPORARY SUSPENSION ORDER #C-12-001-A

RE: IN THE MATTER OF
JOY P. COLEMAN-LOONEY
(PHARMACIST LICENSE #39815)

BEFORE THE TEXAS STATE
BOARD OF PHARMACY

On this day came on to be considered by the Texas State Board of Pharmacy (hereinafter referred to as "BOARD") the matter of the Petition for Temporary Suspension of pharmacist license number 39815, issued to Joy P. Coleman-Looney, pursuant to § 565.059 of the Texas Pharmacy Act (hereinafter referred to as "Pharmacy Act"), TEX. OCC. CODE ANN. Subtitle J.

Kenda B. Dalrymple, counsel for Joy P. Coleman-Looney, was in attendance. Julie Hildebrand represented BOARD staff. Kerstin Arnold served as General Counsel to the BOARD. The following BOARD members served as the Disciplinary Panel: Jeanne D. Waggener, R.Ph., President; Alice G. Mendoza, R.Ph., Vice President; and Dennis F. Wiesner, R.Ph., Treasurer.

The BOARD Disciplinary Panel determines that Joy P. Coleman-Looney, by continuation in practice, would constitute a continuing threat to the public welfare, and that pharmacist license number 39815 issued to Joy P. Coleman-Looney shall be temporarily suspended in accordance with § 565.059 of the Pharmacy Act. The BOARD Disciplinary Panel makes this finding based on the following allegations:

1. IsoRx Texas, Ltd. (IsoRx), is a licensed nuclear pharmacy.
2. Joy P. Coleman-Looney was the pharmacist-in-charge of IsoRx until November 28, 2011.
3. On or about November 16, 2011, at 6:18 a.m., Mathew Looney arrived at IsoRx. Mr. Looney is not registered or licensed with TSBP, was previously employed by IsoRx as an unlicensed employee, and is Ms. Coleman-Looney's husband.

AGREED TEMPORARY SUSPENSION ORDER #C-12-001-A

RE: IN THE MATTER OF
JOY P. COLEMAN-LOONEY
(PHARMACIST LICENSE #39815)

BEFORE THE TEXAS STATE
BOARD OF PHARMACY

On this day came on to be considered by the Texas State Board of Pharmacy (hereinafter referred to as "BOARD") the matter of the Petition for Temporary Suspension of pharmacist license number 39815, issued to Joy P. Coleman-Looney, pursuant to § 565.059 of the Texas Pharmacy Act (hereinafter referred to as "Pharmacy Act"), TEX. OCC. CODE ANN. Subtitle J.

Kenda B. Dalrymple, counsel for Joy P. Coleman-Looney, was in attendance. Julie Hildebrand represented BOARD staff. Kerstin Arnold served as General Counsel to the BOARD. The following BOARD members served as the Disciplinary Panel: Jeanne D. Waggener, R.Ph., President; Alice G. Mendoza, R.Ph., Vice President; and Dennis F. Wiesner, R.Ph., Treasurer.

The BOARD Disciplinary Panel determines that Joy P. Coleman-Looney, by continuation in practice, would constitute a continuing threat to the public welfare, and that pharmacist license number 39815 issued to Joy P. Coleman-Looney shall be temporarily suspended in accordance with § 565.059 of the Pharmacy Act. The BOARD Disciplinary Panel makes this finding based on the following allegations:

1. IsoRx Texas, Ltd. (IsoRx), is a licensed nuclear pharmacy.
2. Joy P. Coleman-Looney was the pharmacist-in-charge of IsoRx until November 28, 2011.
3. On or about November 16, 2011, at 6:18 a.m., Mathew Looney arrived at IsoRx. Mr. Looney is not registered or licensed with TSBP, was previously employed by IsoRx as an unlicensed employee, and is Ms. Coleman-Looney's husband.

Temporary Suspension Order #C-12-001-A

Joy P. Coleman-Looney

Page 2

4. On or about November 16, 2011, at 6:31 a.m., a second unlicensed employee arrived at IsoRx.
5. On or about November 16, 2011, at 6:43 a.m., the second unlicensed employee left IsoRx with compounded radiopharmaceuticals that were intended to be delivered to a pharmacy client. This employee was stopped and questioned by a TSBP Investigator and Compliance Officer due to concerns that a pharmacist was not present at IsoRx at the time that the radiopharmaceuticals were compounded.
6. On or about November 16, 2011, at 6:45 a.m., the TSBP Investigator and Compliance Officer entered IsoRx and confirmed that Mr. Looney was the only person in the pharmacy. Ms. Coleman-Looney was requested to come to the pharmacy to re-prepare the compounded radiopharmaceuticals, which had been destroyed at the request of the TSBP Investigator and Compliance Officer due to the fact that they had been compounded by an unlicensed person and without pharmacist supervision.
7. Mr. Looney verbally admitted to compounding the radiopharmaceuticals on November 16, 2011, while no pharmacist was present in the pharmacy.
8. Ms. Coleman-Looney admitted in a voluntary written statement that Mr. Looney compounded radiopharmaceuticals on November 16, 2011, while she was not present in the pharmacy.
9. On or about November 16, 2011, the radiopharmaceuticals listed below were compounded at IsoRx prior to Ms. Coleman-Looney's arrival at the pharmacy:

<u>RX#</u>	<u>Radio Nuclide</u>	<u>Run</u>
323690	Tc99m Myoview	#1 11-16-11 06:00
323691	Tc99m Myoview	#1 11-16-11 06:00
323695	Tc99m	#1 11-16-11 06:00
323709	Tc99m Choletec-MEBROFEN	#1 11-16-11 06:00
323710	Tc99m Choletec-MEBROFEN	#1 11-16-11 06:00
323711	Tc99m HDP	#1 11-16-11 06:00
323712	Tc99m HDP	#1 11-16-11 06:00
323713	Tc99m HDP	#1 11-16-11 06:00
323714	Tc99m Myoview	#1 11-16-11 06:00
323715	Tc99m Myoview	#1 11-16-11 06:00
323716	Tc99m Myoview	#1 11-16-11 06:00
323717	Tc99m Myoview	#1 11-16-11 06:00
323718	Tc99m Myoview	#1 11-16-11 06:00
323719	Tc99m Myoview	#1 11-16-11 06:00

<u>RX#</u>	<u>Radio Nuclide</u>	<u>Run</u>
323720	Tc99m Myoview	#1 11-16-11 06:00
323721	Tc99m Myoview	#1 11-16-11 06:00
323722	Tc99m SULFUR COLLOID	#1 11-16-11 06:00
323723	Tc99m SULFUR COLLOID	#1 11-16-11 06:00
323724	99m-Tc04	#1 11-16-11 06:00

10. On or about November 16, 2011, the second unlicensed employee verbally indicated that Mr. Looney had routinely compounded radiopharmaceuticals over the last year, while no pharmacist was present in the pharmacy.
11. On or about November 16, 2011, a prior pharmacist employee of the pharmacy indicated in a voluntary statement that Mr. Looney compounded radiopharmaceuticals approximately three times per week in the mornings, while no pharmacist was present, since June 2011.
12. On or about January 4, 2011, through on or about November 16, 2011, pharmacy records indicated that Mr. Looney had compounded radiopharmaceuticals.

It was finally agreed among the parties that Joy P. Coleman-Looney shall comply with the terms and conditions set forth in the ORDER OF THE BOARD below.

Joy P. Coleman-Looney neither admits nor denies the truth of the matters set out in this Order.

Joy P. Coleman-Looney understands that any failure to comply with the terms of this Order is a basis for discipline under the Texas Pharmacy Act.

ORDER OF THE BOARD

THEREFORE, PREMISES CONSIDERED, the BOARD does hereby ORDER that pharmacist license number 39815 held by Joy P. Coleman-Looney (hereinafter referred to as "Respondent") shall be, and such license is hereby temporarily suspended. Said suspension shall be effective immediately and shall continue in effect, pending a hearing on the suspended license, until further Order of the BOARD.

Temporary Suspension Order #C-12-001-A
Joy P. Coleman-Looney
Page 4

It is finally ORDERED that failure to comply with any of the terms and conditions in this Temporary Suspension Order constitutes a violation and shall be grounds for further disciplinary action against the Texas pharmacist license held by Respondent.

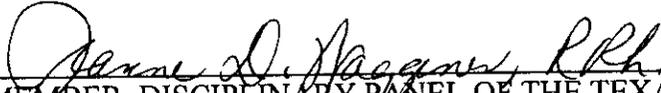
Temporary Suspension Order #C-12-001-A
Joy P. Coleman-Looney
Page 5

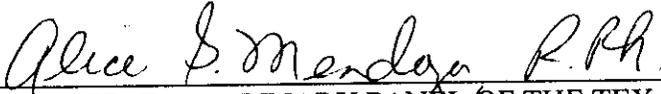
Passed and approved at the Temporary Suspension Hearing of the Texas State Board of
Pharmacy on the *1st* day of *December* 2011.

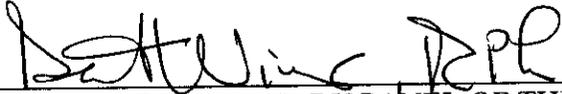
And it is so ORDERED.

THIS ORDER IS A PUBLIC RECORD.

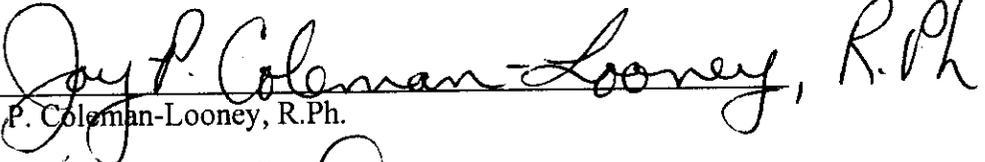
SIGNED AND ENTERED ON THIS *1st* day of *December* 2011.

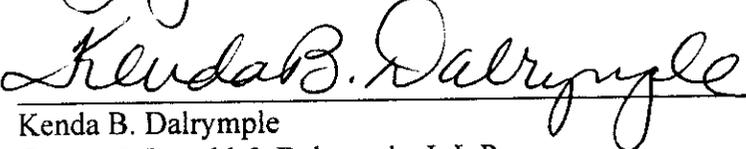

MEMBER, DISCIPLINARY PANEL OF THE TEXAS
STATE BOARD OF PHARMACY


MEMBER, DISCIPLINARY PANEL OF THE TEXAS
STATE BOARD OF PHARMACY


MEMBER, DISCIPLINARY PANEL OF THE TEXAS
STATE BOARD OF PHARMACY

APPROVED AS TO FORM AND AGREED TO:


Joy P. Coleman-Looney, R.Ph.


Kenda B. Dalrymple
Carls, McDonald & Dalrymple, L.L.P.
Barton Oaks Plaza 2
901 South Mopac, Suite 500
Austin, Texas 78746